IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE V.RAMKUMAR

FRIDAY, THE 14TH SEPTEMBER 2007 / 23RD BHADRA 1929

WP(C).No. 27486 of 2007(V)

CC.98/2006 of J.M.F.C.,KOYILANDY

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PETITIONER:

M.P. ABDUL SALEEM, AGED 21 YEARS,
S/O. KHADER, MALIYAMVEEDU PARAMBA, PRAPPIL,
P.O. KALLAI, NARAGAM AMSOM AND DESOM, KOZHIKODE.

BY ADV. SRI.MANJERI SUNDERRAJ
SRI.B.PREMNATH (E)

RESPONDENTS:

STATE OF KERALA,
REP. BY STATION HOUSE OFFICER,ELATHUR POLICE STATION, CRIME FIR NO.102 OF 2005, KOZHIKODE,
REP. BY THE PUBLIC PROSECUTOR,HIGH COURT OF KERALA ERNAKULAM.

BY

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 14/09/2007 , THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

V. RAMKUMAR, J.

W.P.(C) No. 27486 OF 2007

Dated this the 14th day of September, 2007

J U D G M E N T

Petitioner, who is the 2nd accused in Crime No.102/05 of Elathur Police Station for an offence punishable under section 379 IPC in respect of three cows, seeks a direction to the JFCM, Koyilandy, before which the case is pending as C.C.No.98/06, to release the petitioner on bail, after re-calling the non-bailable warrants issued against him.

2. The petitioner and others were granted bail by this court as per Ext.P2 order dated 7.7.05 in B.A.No.4170/05.

This writ petition is disposed of directing the petitioner to surrender before the JFCM, Koyilandy, within two weeks from today and file an application for regular bail which shall be heard and disposed of, preferrably on the same date on which it is filed, after considering the explanation offered by the petitioner for his previous non-appearance.

(V. RAMKUMAR, JUDGE)

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